

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND

Reliance Insurance Co.	)	
	)	
Plaintiff	)	
	)	
	)	Case No. 1:97-CV-03194-MJG
vs.	)	
	)	
William Ray Miller, II	)	
	)	
Defendant	)	
	)	
	)	

\* \* \* \* \*

**MOTION TO QUASH SUBPOENA**

Comes now one of the Defendants, William Ray Miller, II (“Miller”) and Movant, Bonnie Lyn Pauza (“Pauza”) by and through their attorneys James R. Schraf and Logan Russack, LLC and moves this honorable Court to Quash certain subpoenas issued by the Plaintiff, Reliance Insurance Co. and for their reasons state as follows:

1. On January 2, 2007, the Plaintiff recently issued subpoenas to Indy Mac Mortgage Holdings, Inc and Patuxent Funding, LLC requesting private financial information concerning both the Defendant, Miller and the Movant, Pauza.
2. The subpoenas seek production of documents that are privileged under the Maryland Confidential Financial Records Act, Maryland Financial Institutions Code Ann. § 1-301 et seq.
3. The subpoenas impermissibly seek production of documents that violate or could potentially violate the Defendant Miller’s right against self incrimination as

guaranteed by the Fifth Amendment to the United States Constitution and Article Twenty-Two of the Maryland Declaration of Rights.

4. The Defendant Miller and the Movant Pauza are husband and wife and any information concerning joint assets or accounts may not be used to satisfy any judgment against the Defendant in this case.

5. For those reasons more particularly set forth in the attached memorandum of points and authorities.

Wherefore, the Defendant and the Movant respectfully request that this honorable Court quash the subpoena issued to both Indy Mac Mortgage Holdings, Inc and Patuxent Funding, LLC.

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(410) 571-2780  
Attorneys for William Ray Miller, II and  
Bonnie Lyn Pauza

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing Motion to Quash Subpoena was mailed by first class mail postage prepaid this 17<sup>th</sup> day of January, 2007 to:

John F. Dougherty, Esquire  
Kramon & Graham, P.A.  
One South Street, Suite 2600  
Baltimore, Maryland 21202-1269  
Attorney for Plaintiff, Reliance Insurance Co.

Indy Mac Mortgage Holdings, Inc.  
c/o Prentice Hall Corporation System, Resident Agent  
11 East Chase Street  
Baltimore, Maryland 21202  
and  
35 North Lake Avenue  
Pasadena, California 91101

Indy Mac Bank, F.S.B.  
3465 East Foothill Boulevard  
Pasadena, California 91107

Patuxent Funding, LLC  
c/o Cary Reines, Resident Agent  
11032 Earls Gate Lane  
Rockville, Maryland 20852  
and  
800 King Farm Boulevard  
Rockville, Maryland 20850  
and  
6011 University Boulevard  
Ellicott City, Maryland 21043

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